

MOSES LAKE CITY COUNCIL
May 24, 2011

Council Present: Jon Lane, Bill Ecret, Dick Deane , Karen Liebrecht, David Curnel, Richard Pearce, and Brent Reese

The meeting was called to order at 7 p.m. by Mayor Lane.

PLEDGE OF ALLEGIANCE: Dr. Curnel led the Council in the pledge of allegiance.

PRESENTATIONS AND AWARDS

VISION 2020 AWARDS

Bill Ecret, President, Vision 2020, gave awards to Furniture Clearance Center and Carpet One.

CONSENT AGENDA

Minutes: The minutes of the May 10, 2011 meeting were presented for approval.

Approval of Claims, Prepaid Claims, Checks, and Payroll: Vouchers audited and certified by the Finance Director as required by RCW 42.24.080, and those expense reimbursement claims, certified as required by RCW 42.24.090, have been recorded on a listing which has been made available to the Council for approval and is retained for public inspection at city hall. As of May 24, 2011 the Council does approve for payment claims in the amount of \$367,894.86; prepaid claims in the amounts of \$4,761.29 AND \$14,432.70; claim checks in the amount of \$2,618,090.07; and payroll in the amount of \$27,978.17.

Accept Donation - Bureau of Reclamation: The Bureau of Reclamation has declared approximately \$28,000 worth of equipment surplus and donated it to the Moses Lake Regional Tactical Response Team.

Accept Work - 2010 Tree Replacement Project: Advanced Excavation has completed work on the 2010 Tree Replacement Project. This project consisted of removing 28 trees and tree planters in the downtown paver district and replacing all but three where a new van accessible parking stall with a curb ramp was installed. The work should be accepted and the 45 lien period entered into.

Resolution - Accept Improvements - Chase Paver Project: A resolution was presented which accepts the street and utility improvements installed as part of the Chase Paver project.

Resolution - Spring Festival: A resolution was presented which updates activity locations for the Spring Festival and supersedes the previously adopted resolution.

Action Taken: Dr. Curnel moved that the Consent Agenda be approved, seconded by Mr. Reese, and passed unanimously.

COMMISSION APPOINTMENTS

PARKS AND RECREATION COMMISSION

Mayor Lane requested confirmation of the re-appointment of Hilda Grant and Bette Jeanne Lang to the Parks and Recreation Commission.

Action Taken: Mrs. Liebrecht moved that the re-appointments be confirmed seconded by Mr. Deane, and passed unanimously.

CONSIDERATION OF BIDS AND QUOTESSTORMWATER DECANT FACILITY PROJECT

The City received nine bids for the 2011 Stormwater Decant Facility Project. This project will construct a decant facility meeting the Department of Ecology regulations. This will improve the existing process for dewatering the debris that comes from the street sweeper and the stormwater vacuum truck. Central Washington Excavation's bid proposal contained a number of mathematical errors and when those were corrected, Central Washington Excavation became the low bidder.

Gary Harer, Municipal Services Director, stated that the landscaping portion of the contract was removed since it was not really part of the decant station. Staff will discuss the best landscaping to use in order to screen the operation from the neighbors and provide that information to the Council in the near future.

Jenny Sloan, 11690 Road 4 NE, felt that the decant station should be moved to a different location because of the impact on the neighbors.

There was some discussion by the Council.

Action Taken: Mr. Pearce moved that the irregularity in the mathematics be waived and the bid be awarded to Central Washington Excavation in the amount of \$236,798, seconded by Mr. Ecret, and passed with Mrs. Liebrecht and Dr. Curnel opposed as they felt the decant station could have been relocated to lessen the impact on the neighbors.

CENTRAL OPERATIONS FACILITIES PROJECT

The City received six bids for the 2011 Central Operations Facilities Project. This project consists of constructing a one million gallon storage basin and improving the headworks at the Central Operations Facility.

Action Taken: Mr. Reese moved that the bid be awarded to Selland Construction in the amount of \$1,236,264, seconded by Dr. Curnel, and passed unanimously.

EQUIPMENT TRAILER

The City received two bids for the equipment trailer that will be used by the Water Division to safely load and transport their backhoe.

Action Taken: Mr. Ecret moved that the bid be awarded to Central Machinery Sales in the amount of \$35,607, seconded by Mr. Deane, and passed unanimously.

PETITIONS, COMMUNICATIONS, OR PUBLIC HEARINGSSIGN - INLAND NORTHWEST BLOOD CENTER

The Inland Northwest Blood Center requested permission to place a 6' x 3' outdoor banner and American Flags at Five corners and the use of Civic Center Park as a place for volunteers to gather and help advertise the event.

Gilbert Alvarado, Community Development Director, stated that the requested sign is 18 square feet and code requires no more than a 16 square foot sign. He mentioned that the size of the sign can be addressed administratively.

There was some discussion on the request.

Matt Walton, Inland Northwest Blood Center, stated that the sign will be adjusted to meet the sign size requirements and that the American flags will be removed each night. He mentioned that they wish to find a venue for the volunteers that will not obstruct pedestrians but will be noticeable in order to draw attention to the blood drive.

Action Taken: Mr. Deane moved that the request be granted with the stipulation that Inland Northwest Blood Center work with staff to meet the existing sign requirements, seconded by Mrs. Liebrecht, and passed unanimously.

ORDINANCES AND RESOLUTIONS

ORDINANCE - AMEND 18.58 - SIGNS - 1ST READING

An ordinance was presented which amends the sign regulations. The ordinance indicates that signs constructed of temporary sign material shall not be used as a permanent sign and that such signs must be removed within 90 days; regulates the size and height of political signs providing that a political sign can be no larger than 32 square feet per sign and have a maximum sign height of 8'; and provides that the Community Development Department will permit sandwich board signs according to standards established by the City Council.

The ordinance amending Chapter 18.58 of the Moses Lake Municipal Code entitled "Signs" was read by title only.

Gilbert Alvarado, Community Development Director, explained the proposed changes.

There was some discussion by the Council.

Action Taken: Mr. Ecret moved that the first reading of the ordinance be adopted, seconded by Mr. Reese, and passed with Mrs. Liebrecht and Dr. Curnel opposed as they were opposed to regulating what happens on private property.

RESOLUTION - BUILD ON UNPLATTED PROPERTY - CITY OF MOSES LAKE

A resolution was presented which requested permission for the City of Moses Lake to construct Reservoir #9 on unplatted property located on Newell Street.

Gilbert Alvarado, Community Development Director, stated that the property was annexed into the City several years ago and will be required to be platted within one year.

The resolution allowing the City of Moses Lake to build on unplatted property was read by title only.

Action Taken: Mr. Pearce moved that the resolution be adopted, seconded by Mr. Reese, and passed unanimously.

RESOLUTION - ACCEPT DONATION - MOSES LAKE STAKE

A resolution was presented which accepts the donation of a Baldwin Baby Grand Piano valued at \$4,500 from the Moses Lake Stake, Church of Jesus Christ of Latter Day Saints.

The resolution accepting a Baldwin baby grand piano by the Moses Lake Stake Church of Jesus Christ of Latter Day Saints valued at \$4,500 was read by title only.

Action Taken: Dr. Curnel moved that the resolution be adopted, seconded by Mr. Deane, and passed unanimously.

REQUEST TO CALL FOR BIDS

2011 SEAL COAT PROJECT

Staff requested authorization to call for bids for the 2011 Seal Coat Project. This project consists of chip sealing approximately 175,000 square yards of streets with 3/8" chips and a fog sealing and another 35,000 square yards of streets with 3/8" chip and a fog seal. Staff also requested that the contractor be able to sweep the streets during the night time between the hours of 10 p.m. to 7 a.m.

There was some discussion on the chip seal projects.

Action Taken: Mr. Reese moved that staff be authorized to call for bids and the request to sweep the streets at night be granted, seconded by Mr. Ecret, and passed unanimously.

REFERRALS FROM COMMISSIONS

FARM ANIMALS

The Planning Commission has recommended that the City of Moses Lake adopt regulations that would allow the keeping of rabbits and chickens inside the City's limits. This would require changes to the City's nuisance regulations.

Action Taken: Dr. Curnel moved that this item be removed from the table, seconded by Mrs. Liebrecht, and passed unanimously.

There was some discussion concerning the pros and cons of allowing chicken and rabbits inside the city limits and it was suggested that a study session be held on the issue.

Staff was directed to contact Grant County Health, provide information on how to advertise for a study session, and contact other jurisdictions on how they are handling the issue and provide the information to the Council in the near future.

OTHER ITEMS FOR COUNCIL CONSIDERATION

GROUP B WATER SYSTEM - WILD GOOSE TRACTS

Paul Snelson, Knudsen Land Surveying, is requesting approval to allow a Group B water system to serve Lots 2-A and 2-B, Preliminary Heilman Short Plat (Lot 2, Block 2, Wild Goose Tracts) instead of connecting to the City's water system. The existing exempt well on the original Lot 2 would serve the two proposed lots. The property is within the City's unincorporated UGA. Each lot in the Wild Goose Tracts has an individual exempt well. The City's stance is that these wells are illegal since only one exempt well is allowed on the original property that was platted into the Wild Goose Tracts and that the approval of the Group B water system would expand the illegal action.

Michael Wyman, City Attorney, stated that under existing case law, water purveyors must look at the cumulative effect of the withdrawals of the entire development rather than the individual lots and that developers need to acquire water rights rather than use exempt wells.

There was some discussion by the Council and it was pointed out that approving the request would be continuing an illegal act.

Action Taken: Mr. Ecret moved that the request for a Group B water system be denied, seconded by Mr. Pearce, and passed unanimously.

STRATFORD ROAD SHORT PLAT - DEVIATION

The proponent of the Stratford Road Short Plat has requested a deviation from the requirement to construct a cul-de-sac at the end of Balsam Street. Community Standards require all dead end streets to terminate with a cul-de-sac. Balsam Street presently has curb, gutter, sidewalk, and asphalt that ends at the fence located at the terminus of the right-of-way.

Action Taken: Mr. Pearce moved that this item be removed from the table, seconded by Mr. Deane, and passed unanimously.

Gary Harer, Municipal Services Director, stated that the cost of constructing the cul-de-sac is about \$18,000 which would be split between the developer and the City.

Todd Whipple, Whipple Consulting Engineers, Inc., stated that they originally requested a waiver for this cul-de-sac since it has been existing for many years but if the Council decides to require the cul-de-sac, they are willing to pay half the cost.

Action Taken: Mr. Pearce moved that the request for a waiver be denied, seconded by Mr. Deane, and passed unanimously.

Action Taken: Mr. Ecret moved that the cul-de-sac be allowed to be constructed with a small radius, seconded by Mrs. Liebrecht, and passed unanimously.

NON-AGENDA ITEMS AND PUBLIC QUESTIONS AND COMMENTS - None

COUNCIL QUESTIONS AND COMMENTS - None

CITY MANAGER REPORTS AND COMMENTS

STRATFORD ROAD CURBING INSTALLATION

Gilbert Alvarado, Community Development Director, stated that a letter was provided that had been sent to Walgreens about the curbing installation on Stratford Road.

Todd Whipple, Whipple Consulting Engineering, stated that plans will be submitted shortly for the curbing in Stratford Road along with traffic control plans and the cul-de-sac, curbing, and sidewalk on Balsam Street.

The regular meeting was adjourned at 8:50 p.m.

ATTEST

Jon Lane, Mayor

Ronald R. Cone, Finance Director